

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

|   |   |                                |
|---|---|--------------------------------|
| <b>SALES RESOURCE, INC.,</b>                            | ) |                                |
|   | ) |                                |
| <b>Plaintiff,</b>                                       | ) |                                |
|   | ) |                                |
| <b>vs.</b>  | ) |                                |
|   | ) |                                |
| <b>ALLIANCE FOODS, INC.,<br/>and MORAN FOODS, INC.,</b> | ) |                                |
|   | ) |                                |
| <b>Defendants.</b>                                      | ) |                                |
|   | ) | <b>Case No. 4:08cv0732 TCM</b> |
| <b>HALL SALES AND MARKETING, INC.</b>                   | ) |                                |
|   | ) |                                |
| <b>Plaintiff,</b>                                       | ) |                                |
|   | ) |                                |
| <b>vs.</b>  | ) |                                |
|   | ) |                                |
| <b>ALLIANCE FOODS, INC.,<br/>and MORAN FOODS, INC.,</b> | ) |                                |
|   | ) |                                |
| <b>Defendants.</b>                                      | ) |                                |

**ORDER**

This matter is before the Court on the parties' motions to consolidate these two cases. [Docs. 132, 136] The parties agree that these cases should be consolidated and that one judge should preside over both cases, but disagree on whether there should be one or two trials.<sup>1</sup>

After reviewing the parties' pleadings and hearing their oral arguments, the Court grants, in part, the motions to consolidate, but reserves for a later time the decision whether to consolidate the cases for trial. Specifically, the motions are granted insofar as Hall Sales and Marketing, Inc., v. Alliance Foods, Inc., No. 4:09cv0666 MLM, is consolidated with Sales Resource, Inc. v. Alliance

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<sup>1</sup>Also, the parties consent to the assignment of the consolidated cases to the undersigned United States Magistrate Judge pursuant to 28 U.S.C. § 636(c).

Foods, Inc., No. 4:08cv0732 TCM. All pleadings in both cases are to be filed in Case No. 4:08cv0732 TCM. See E.D. Mo. L.R. 4.03. One schedule shall govern both cases for all purposes up to trial.

SO ORDERED.

/s/Thomas C. Mummert, III  
THOMAS C. MUMMERT, III  
UNITED STATES MAGISTRATE JUDGE

Dated this 16th day of June, 2009.